IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

THURSDAY, THE 29TH NOVEMBER 2007 / 8TH AGRAHAYANA 1929

WP(Crl.).No. 276 of 2007(S)

PETITIONER:

NAGARAJAN,
S/O LATE S.THANKAPPAN PILLAI,
AGED 47 YEARS, MANNA BHAWAN,
MATHILIL, THRIKKADAVOOR, PERINAD P.O.,
KOLLAM.

BY ADV. SRI.R.SATISH KUMAR

RESPONDENTS:
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1. THE SUPERINTENDENT OF POLICE,
   PALAKKAD DISTRICT.

2. THE SUB INSPECTOR OF POLICE,
   KOLLAMKODE POLICE STATION,
   PALAKKAD DISTRICT.

3. T.R.JAYAPRAKASH(DRIVER),
   S/O LATE RAMAKRISHNA PILLAI,
   AGED 50 YEARS, VALIA VEEDU,
   KAMBRATHCHALLA, MUTHALA MADA P.O.,
   KOLLAMKODE, PALAKKAD.

R2 & 3 BY P.P. SRI C.M. KAMMAPPU

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 29/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN & V.K.MOHANAN,JJ

WP (CRL.) NO. 276 OF 2007

Dated , 29th November, 2007.

JUDGMENT

Raman, J.

The petitioner is the husband of Smt. T.R.Krishnaveni who is the brother of 3rd respondent. In the wedlock three children were born to them. Admittedly, his wife left him, some times in 2000. This writ petition is filed in 2007 alleging that the petitioner's wife is under the illegal custody of 3rd respondent, her brother. The long delay in filing this Writ Petition is not satisfactorily explained. Further, there is nothing produced to show that she is kept under illegal custody and against her wish. The petitioner has not produced anything to show that he approached the police at the first instance if the complaint raised is true. It is open to the petitioner, if so advised, to seek proper remedy in the Family Court or any other forum. Leaving open this right, the writ petition is dismissed.

P.R.Raman, Judge.

V.K.Mohanan, Judge.

kvm/-

kvm/-

V.K.MOHANAN, J.

No....

Judgment/Order

Dated: